

IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF NEW MEXICO

STATE OF NEW MEXICO, *ex rel.*
State Engineer

Plaintiff,

v.

RAMON ARAGON, *et al.*,

Defendants.

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69cv07941 JEC-ACE

RIO CHAMA STREAM SYSTEM
Section 3: Rio Nutrias, Rio Cebolla
& Canjilon Creek

AFFIDAVIT FOR PUBLICATION

EDWARD G. NEWVILLE, being first duly sworn upon his oath, states:

1. He is plaintiff's counsel of record in the above styled and numbered cause.
2. He files this Affidavit for Publication pursuant to Rule 4(e)(1) of the Federal Rules of Civil Procedure for the United States District Court and Rule 1-004(H) of the Rules of Civil Procedure for the District Court of the State of New Mexico, for the purpose of obtaining service by publication upon the defendants listed in paragraph 3.

3. The following named defendants in the above styled and numbered cause reside out of the State of New Mexico, have gone out of the State of New Mexico, have concealed themselves within the State of New Mexico, have avoided service of process, their whereabouts cannot be discovered after due inquiry and search, or are so situated that process cannot be served upon them in the State of New Mexico:

RALPH BACA
RALPH GALLEGOS, SR.
RALPH GALLEGOS, JR.
GONZALO GONZALES

ORLANDO MARTINEZ
CHRIS MONTANO
DONALD MONTANO
CAROLE J. OTERO
JOSEPHINA G. SALAZAR
THERESITA M. TRUJILLO

ALL UNKNOWN CLAIMANTS OF INTEREST TO SURFACE WATERS IN THE RIO NUTRIAS, RIO CEBOLLA AND CANJILON CREEK SECTIONS OF THE RIO CHAMA STREAM SYSTEM

4. The plaintiff State of New Mexico has exercised due and diligent efforts to obtain current addresses for the defendants listed in paragraph 3, and to personally serve those individuals with process.

Ed Newville

Edward G. Newville
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(505) 827-6150

STATE OF NEW MEXICO)
) ss.
COUNTY OF SANTA FE)

SUBSCRIBED AND SWORN to before me this 1st day of October, 2001.

Lula Velasquez
Notary Public

My Commission Expires: 4/9/2004

CERTIFICATE OF SERVICE

I certify that copies of above Affidavit for Publication were mailed to the following persons on October 2, 2001.


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